

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-second Legislature

OF THE

STATE OF MAINE

1925

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1925

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Second
Legislature

1925

Chapter 32.

An Act to Authorize Harry M. Stanley to Construct and Maintain a Wharf and Boathouse in Lake Maranacook in Winthrop.

Be it enacted by the People of the State of Maine, as follows:

Authority to construct wharf and boathouse in waters of lake Maranacook; conditions. Harry M. Stanley, his associates and assigns are hereby authorized and empowered to construct, maintain and control a boathouse and wharf in the waters of lake Maranacook in the town of Winthrop, the same to be located at some point not less than seventy-five feet north from the north side of the bridge across Mill stream, so-called, on Bowdoin street, nor more than one hundred and fifty feet north of said bridge, provided he or they shall first obtain the consent of the owners of the shores of the lake to which said wharf and boathouse are adjacent, or the consent of the municipal officers of said town, in case said location of such wharf and boathouse are adjacent to any highway or townway. In no case shall the wharf obstruct the channel or extend more than one hundred feet into the lake from high water mark.

Approved March 23, 1925.

Chapter 33.

An Act to Amend the Charter of the City of Brewer.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1889, c. 453, sec. 7; 1923, c. 13, sec. 1; relating to election of city officers, amended. Section seven of chapter four hundred and fifty-three, of the private and special laws of eighteen hundred and eighty-nine, as amended by section one of chapter thirteen of the private and special laws of nineteen hundred and twenty-three, is hereby further amended by striking out in the fifth line of section seven, as amended, the word "third" and inserting in place thereof the word 'second,' so that said section, as amended, shall read as follows:

'Sec. 7. Term of office to commence second Monday in January. The mayor shall be elected from the citizens at large, by the inhabitants of the city voting in their respective wards. Two aldermen, a warden and ward clerk shall be elected by each ward, being residents in the ward where elected. All said officers shall be elected by ballot, by a plurality of the votes given, and shall hold their office one year from the second Monday in January, except wardens and ward clerks, who shall hold their office until others shall be elected and qualified in their places.'

Sec. 2. P. & S. L., 1889, c. 453, sec. 8; 1923, c. 13, sec. 2; relating to

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annual city election, amended. Section eight, of said chapter four hundred and fifty-three of the private and special laws of eighteen hundred and eighty-nine, as amended by chapter thirteen of the private and special laws of nineteen hundred and twenty-three, is hereby further amended by striking out in the twenty-fifth line thereof the word "third" and inserting in place thereof the word 'second,' so that said section, as amended, shall read as follows :

'Sec. 8. Aldermen to take oath of office on second Monday in January. On the second Monday in December, annually, after the first election under the charter, the qualified electors of each ward shall ballot for a mayor, two aldermen and a warden and ward clerk, on one ballot. All the votes given for the said several officers respectively, shall be sorted, counted, declared and registered in open ward meeting, by causing the names of the persons voted for, and the number of votes given for each to be written on the ward records at length. The ward clerk within twenty-four hours after such election, shall deliver to the persons elected aldermen, warden and ward clerk, certificates of their election, and shall forthwith deliver to the city clerk a certified copy of the records of such election; provided, however, that if the choice of aldermen, warden or ward clerk is not effected on that day, the meeting shall be adjourned from day to day, until a choice shall be effected. The board of aldermen shall, as soon as conveniently may be, examine the copies of the records of the several wards, certified as aforesaid, and shall cause the person who shall have received the greatest number of votes given for mayor in all the wards, to be notified in writing, of his election; but if it shall appear that no person shall have been so elected or if the person elected shall refuse to accept said office, the said board shall issue their warrant for another election; and in case of a vacancy in the office of mayor, by death or otherwise, it shall be filled for the remainder of the term by a new election, in the manner heretofore provided for the choice of said mayor. The oath or affirmation prescribed by this act shall be administered to the mayor by the city clerk, or any justice of the peace in said city. The aldermen elect shall, on the second Monday in January, at ten o'clock in the forenoon, meet when the oath or affirmation required by the second section of this act, shall be administered to the members present, by the mayor or any justice of the peace.'

Sec. 3. P. & S. L., 1889, c. 453, sec. 11; 1923, c. 13, sec. 3; relating to election of subordinate officers, amended. Section eleven, of said chapter four hundred and fifty-three, of the private and special laws of eighteen hundred and eighty-nine and as amended by chapter thirteen of the private and special laws of nineteen hundred and twenty-three, is hereby further amended by striking out in the third line thereof, the word "third" and

inserting in place thereof the word 'second,' so that said section, as amended, shall read as follows:

Sec. 11. Subordinate officers to be elected by city council on second Monday in January. The city council shall, in the first instance on the last Saturday of March, and thereafter annually, on the second Monday in January, or as soon thereafter as may be convenient, by ballot elect, for the ensuing year the following officers: a city clerk, a city treasurer, a chief of police, who shall be styled the city marshal, and who shall exercise all the powers and perform all the duties of a constable; one overseer of the poor, one assessor of taxes, a road commissioner, a collector of taxes, a school agent, one member of the superintending school committee, or a supervisor, a pound keeper, and one or more city constables. All said officers and agents shall hold their offices during the ensuing year, and until others are elected and qualified in their stead, unless sooner removed by the city council; and all moneys received and collected for and on account of the city, by an agent or officer thereof, shall forthwith be paid into the city treasury. The city council shall take care that moneys shall not be paid from the treasury unless granted or appropriated; shall secure a prompt and just accountability, by requiring bonds with sufficient penalties and sureties, from all persons trusted with the receipt or custody of the public money; shall have the care and superintendence of the city public buildings, and the custody and management of all city property, with the power to let or sell what may be legally let or sold, and to purchase in the name of the city such real or personal property, not exceeding the sum of one hundred thousand dollars, including the property now owned by the city, as they deem of public utility. And the city council shall, as often as once a year, cause to be published, for the information of the inhabitants, an account of receipts and expenditures, and a schedule of the city property; and no money shall be paid from the city treasury, unless the same be appropriated by the city council, and upon a warrant signed by the mayor, which warrant shall state the appropriation under which the same is drawn.'

Sec. 4. P. & S. L., 1923, c. 13, sec. 4; relating to expiration of terms of mayor and aldermen, amended. Section four of chapter thirteen of the private and special laws of nineteen hundred and twenty-three, is hereby amended by striking out in the first line thereof the word "third" and inserting in place thereof the word 'second'; also in the second line of said section striking out the word "twenty-four" and inserting in place thereof the word 'twenty-six,' so that said section, as amended, shall read as follows:

'Sec. 4. Terms of present mayor and aldermen to expire on second

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Monday in January, 1926. On the second Monday in January, nineteen hundred and twenty-six, upon the inauguration of the new city government, the terms of office of those then holding the office of mayor and aldermen, shall cease, provided that their respective successors shall have then been legally elected and sworn in.'

Sec. 5. P. & S. L., 1923, c. 13, sec. 5; relating to expiration of terms of present subordinate officers, amended. Section five of chapter thirteen of the private and special laws of nineteen hundred and twenty-three, is hereby amended by striking out in the third line of said section the word "twenty-four" and inserting in place thereof the word 'twenty-six' and in the same line striking out the word "third" and inserting in place thereof the word 'second'; also in the fourth line striking out the word "twenty-four" and inserting in place thereof the word 'twenty-six'; in the fifth line striking out the word "twenty-four" and inserting in place thereof the word 'twenty-six'; in the sixth line striking out the word "third" and inserting in place thereof the word 'second'; also the word "March" wherever used in this section shall read 'January,' so that said section, as amended, shall read as follows:

'Sec. 5. Terms of subordinate officers to expire on third Monday in January. The terms of office of all members of boards or of subordinate officers elected by the city council to serve until January nineteen hundred and twenty-six, shall expire on the second Monday in January, nineteen hundred and twenty-six, and the terms of those so elected to serve for a term extending beyond January, nineteen hundred and twenty-six shall expire on the second Monday in January next prior to the end of the term for which they were so elected.'

Sec. 6. Local referendum provided for. This act shall not take effect unless at the regular election in said city in December, nineteen hundred and twenty-five, a desire for this adoption shall have been manifested by the majority of the legal votes cast on the question, which question shall have been submitted to the people at said election after such notice as may be required by the municipal officers of said city.

Approved March 23, 1925.

Chapter 34.

An Act to Authorize the Caribou Water, Light and Power Company to Lease and Assign to the Great Northern Paper Company for a Period of Thirty Years Its Right to Maintain Piers and Booms and to Hold and Sort Logs and Other Lumber Granted by Chapter One Hundred and Seventy-eight of the Private and Special Laws of Maine of Nineteen Hundred and Seven.

Be it enacted by the People of the State of Maine, as follows:

P. & S. L., 1907, c. 178; Caribou Water, Light and Power Co., author-